

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

J & J PRODUCTIONS, INC.,
Plaintiff,
v.
ISRAEL VALENCIA GARCIA
individually and doing business as LA
COPA,
Defendant.

Case No.: C 08-0990 PVT

**ORDER THAT CASE BE
REASSIGNED**

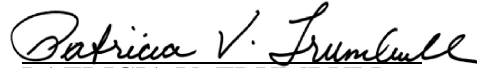
On June 26, 2008, Plaintiff filed a Motion for Default Judgment.¹ This case has been assigned to a Magistrate Judge. Magistrate Judges do not have authority to issue dispositive rulings unless all parties to an action have consented to Magistrate Judge jurisdiction. *See* 28 U.S.C. § 636(c). It appears from the docket that default has been entered against the Defendant, and thus consent to Magistrate Judge jurisdiction cannot be obtained from all of the parties to this action.² Therefore,

¹ The holding of this court is limited to the facts and the particular circumstances underlying the present motion.

² This is so because entry of default cuts off those Defendants' right to make *any* appearance in this action, other than to move for relief from default. *See* Schwarzer et al., *FEDERAL CIVIL PROCEDURE BEFORE TRIAL*, ¶ 6:42 (2007).

1 IT IS HEREBY ORDERED that this case be reassigned to a District Judge. Promptly after
2 the case has been reassigned to a District Judge, Plaintiff shall re-notice its motion for default
3 judgment on that judge's calendar.

4 Dated: 6/26/08

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6 PATRICIA V. TRUMBULL
United States Magistrate Judge